IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 813 OF 2007
IN
SECOND APPEAL NO. 647 OF 1989

Baburao Ramchandra Pawar,
since deceased by his L.R.
Shri Waman Baburao Pawar. ..Applicant

versus

Maruti Rajaram Jadhav,
since deceased by his L.Rs.
Parvati Maruti Jadhav & Anr. ..Respondents

Ms. Prachi Tatake i/b. Mr. R. A. Thorat for the Applicant.

CORAM : D.B. BHOSALE, J.
DATE : 24TH JULY, 2007.

P.C.

1. Heard learned counsel for the Applicant.

2. The Appeal is of 1989. In this Application, the Applicant has prayed for modification of the Order dated 22.6.2005. Considering the overall facts and circumstances of the case and that the Appeal is pending for final hearing since 1989, in my opinion, this Civil Application can be disposed

of by the following Order:

ORDER

(i) Office to trace out the first set of the Second Appeal and place it for final hearing in a week commencing from 27.8.2007.

(ii) If the first set of the Appeal is not traceable, office is directed to reconstruct the same from the record of the Advocate appearing for the Appellant and place the Appeal for final hearing as aforementioned.

(iii) Civil Application is disposed of accordingly.

(D. B. BHOSALE, J.)